

# Town of Mashpee

16 Great Neck Road North, Mashpee, MA 02649

ph: (508) 539-1400

## Zoning Board of Appeals Minutes 07/22/2015

### MASHPEE ZONING BOARD OF APPEALS MEETING MINUTES JULY 22, 2015

The Mashpee Zoning Board of Appeals held Public Hearings on Wednesday, July 22, 2015, at 6:00 p.m. in the Waquoit Room at the Mashpee Town Hall, 16 Great Neck Road North. Board Members Jonathan D. Furbush, William A. Blaisdell, Richard Jodka, Domingo K. DeBarros, and Associate Member, Scott Goldstein were present. Building Commissioner, Michael Mendoza was also present. Board Member, Ron Bonvie was absent.

#### PLEDGE OF ALLEGIANCE

#### OLD BUSINESS

##### Discuss revised Articles as reviewed by Town Counsel

The Board discussed and read aloud the minor revisions made to the Articles.

#### CONTINUED HEARINGS

**266 Monomoscoy Road:** Owners, Thomas F. and Bonnie Ann Smith request a Special Permit under §174-25 (I) (9) of the Zoning By-laws to allow for construction of a 12 foot ramp and an 8' x 25' float on property located in an R-3 Zoning District. Assessors Map 120 Parcel 57B, Mashpee, MA. (*Continued from July 8, 2015 Hearings at the request of the applicants*).

Mr. John Slavinsky, represented the applicants for the proposed project. At the prior meeting, the Board stated there were three pending issues that needed to be cleared up before a decision could be made. These issues were as follows;

- Board of Health \$800 fine.
- Service contract for septic system.
- Harbormaster requirements and conditions.

Jonathan confirmed with the applicant that the float will be 8' x 25' feet, and there were no issues with the Harbormaster. John Slavinsky said the Harbormaster requested the specific location for the dock as depicted on the plan. The Conservation Order of Conditions was recorded at the Barnstable Registry of Deeds as Book #28002 Page 206.

Jonathan read the Board of Health comments into the record; "We received the contract for the I/A system at 266 Monomoscoy Road on Friday, 17 July 2015.", and an email dated July 2, 2015: "The \$800.00 fine has been paid in full and deposited. I checked with the operator of the composting toilet at 266 Monomoscoy Rd and he said that he will supply a contract for 2015 when he gets back from vacation. The Smiths have the rest of the year to comply with the annual maintenance of their system."

Jonathan read the comments from the Harbormaster into the record; "The Harbormaster requires that the dock/floats including 10A floats must be updated to black hard plastic encapsulated block flotation and all the foam/Styrofoam be removed and disposed of properly. This will help eliminate the issue of storm bourn debris on our bays, lakes and rivers.

Also that the street address must be permanently and clearly displayed with minimum of 3" block letters with contrasting color at end of pier/piling for emergency purposes, and in addition to the owners address be permanently affixed on all floats and ramps with 3" block letters with contrasting color. Otherwise, The Harbormaster has no issue with this plan."

Mr. Blaisdell made a motion to approve the Special Permit based on the following conditions:

- The \$800 Board of Health fine was paid on July 2<sup>nd</sup>, and the contract was received on Friday, July 17<sup>th</sup>.
- Conservation issued an Order of Conditions on 5/28/2015.
- Harbormaster Conditions/Requirements for dock/floats as noted in his email dated 6/30/15.
- A Plan titled; DEP-43-2755 Adding a Ramp, Float & Fender Piles, Located in Mashpee, Mass. Prepared for Bonnie Smith, dated: December 20, 2014, Scale: 1"=20', File: 111MA, mono266, prepared by: Cape & Islands Engineering, LLC, 800 Falmouth Rd., Ste. 301C, Mashpee, MA 02649. Rev. March 7, 2015: Increase Bent Section from 10' to 16' on center. Rev. April 7, 2015 relocate dock to maintain 25' from southern property line. Per Harbormaster. Add Public Access Stairs.

Mr. Jodka, seconded, yes, Mr. Furbush, yes, Mr. Goldstein, yes, and Mr. DeBarros, yes. All were in favor.

#### **OTHER BUSINESS**

#### **Approve July 8, 2015 Meeting Minutes**

Mr. Furbush made a motion to approve, yes, Mr. Blaisdell seconded, yes, Mr. Jodka, yes, Mr. Goldstein, yes, and Mr. DeBarros, yes. All were in favor.

Mr. DeBarros made a motion to adjourn. All were in favor.

Respectfully submitted,

Mary Ann Romero  
Zoning Board of Appeals  
Administrative Secretary